

U.S. Patent Application Serial No. **10/573,805**
Amendment filed August 15, 2008
Reply to OA dated May 15, 2008

REMARKS

Claims 1-11 are currently being examined in this application, and stand rejected. Claims 1 and 11 are independent claims in this pending application, with claims 2-10 depending directly or indirectly from claim 1. The title of the invention has been amended in order to more particularly point out the subject matter to which the applicants regard as their invention. The applicants respectfully submit that no new matter has been added, and it is believed that this amendment and the following remarks are fully responsive to the Office Action dated **May 15, 2008**.

The office action objects to the title of this invention as being not descriptive. In response, the applicants have adopted the title suggested by the Examiner: "Mobile Phone having a non-telephone function and timing reset unit". Withdrawal of the objection to the title is now in order, and respectfully solicited.

The office action rejects claims 1-3 and 5-11 under 35 U.S.C. § 103(a) as being unpatentable over Tagawa et al. (US Patent No. 6,947,728) in view of Yamedera et al, (US Patent Pub. No. 2002/0123368). In making this rejection, the action asserts that each element of these claims is found within Tagawa et al., except where the office action acknowledges that Tagawa et al. does not teach "a/an auto-power-off unit." For the auto-power-off unit, the office action cites the Yamedera

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et al. Particularly, the office action asserts that the Yamedera et al. reference teaches resetting the timer at the end of a telephone call, thereby teaching resetting the timer to an initial state for each execution of “a predetermined operation relating to the telephone function”.

However, any reference in Yamedera et al. to such an element is at best vague and not enabling to a person having ordinary skill in the art. The reference only speaks to auto-power-on and auto-power-off functions in two places: once in paragraph [0100], and once in figure 8(b), in its discussion of “CLOCK ALARM FUNCTIONS”. Further, these descriptions only mention the auto-power-on and auto-power-off functions in passing, and are too vague to understand how these functions would operate or how to properly implement such power features. For example, a person having ordinary skill in the art would not understand what Yamedera et al. powers on or off (e.g., the screen, or the entire device, etc) with its automatic function, and Tagawa et al. does not provide any sort of guidance on this point. In contrast, claims 1 and 11 recite how an auto-power-off unit and an automatic stopping method, respectively, operate, such that one of skill in the art would be able to complete the invention.

In light of these remarks, claims 1 and 11 are patentable and in condition for allowance. Withdrawal of the § 103(a) rejection is now in order and respectfully solicited.

Due to their dependence on claim 1, it is also believed that the combination of Tagawa et al.

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in view of Yamedera et al. does not render claims 2-3, or claims 5-10, unpatentable as being obvious. Further to the remarks concerning claim 1 above, claims 8 and 9 are patentable for the additional reasons discussed here.

The office action asserts that Yamedera et al. teaches the further limitations of claim 8 in paragraph [0100]. However, this paragraph only teaches the existence of an alarm unit, but in no way teaches a relationship of the alarm unit to the reset unit as suggested by the office action. In fact, the disclosure of paragraph [0100] does not suggest any attributes of the alarm unit, except that a user may set the alarm from the “CLOCK ALARM FUNCTIONS” selecting function screen (See paragraphs [0099] and [0100]). Thus, Yamedera et al. does not teach resetting the timer to an initial state when the alarm setting has been made.

The office action asserts that the embodiment of claim 9 is obvious by combining the disclosure of Tagawa et al., teaching a unit to automatically stop execution of the non-telephone function, with the disclosure of the alarm unit of Yamedera et al. However, neither Yamedera et al. nor Tawaga et al. discloses “the alarm setting has been made by the user although the auto-power-off setting has not been made.”

For these reasons, claims 2-3 and claims 5-10 are believed to be patentable and in condition for allowance. Withdrawal of the § 103(a) rejection to these claims is in order and is respectfully

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solicited.

The office action rejects claim 4 under 35 U.S.C. § 103(a) as being unpatentable over Tagawa et al. (U.S. Patent No. 6,947,728) in view of Yamedera et al (U.S. Patent Pub. No. 2002/0123368) and further in view of Yoshinaga (U.S. Patent No.: 7,096,045). However, because Yoshinaga does not teach an auto-power-off unit as found in claim 1, it is asserted, for the reasons discussed above, that the cited combination of references does not render claim 4 obvious.

As such, claim 4 is now in condition for allowance, and withdrawal of this rejection is respectfully solicited.

In view of the aforementioned amendment and accompanying remarks, Claims 1-11 are in condition for allowance, which action, at an early date, is requested.

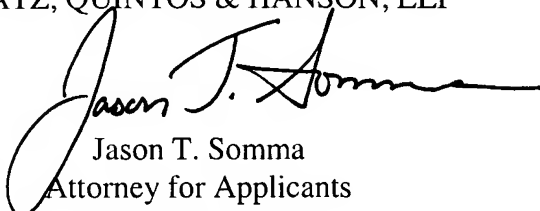
If, for any reason, it is felt that this application is not now in condition for allowance, the Examiner is requested to contact the applicants undersigned attorney at the telephone number indicated below to arrange for an interview to expedite the disposition of this case.

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In the event that this paper is not timely filed, the applicants respectfully petition for an appropriate extension of time. Please charge any fees for such an extension of time and any other fees that may be due with respect to this paper, to Deposit Account No. 01-2340.

Respectfully submitted,

KRATZ, QUINTOS & HANSON, LLP


Jason T. Somma
Attorney for Applicants
Reg. No. 61,526

JTS/

Atty. Docket No. **060199**
Suite 400
1420 K Street, N.W.
Washington, D.C. 20005
(202) 659-2930 ext. 211



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